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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Krieg et al.
Serial No: 09/669,187
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For: IMMUNOSTIMULATORY NUCLEIC ACIDS
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Maryanne Trevisan

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Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

In the Claims:

Please cancel claims 79, 81, 84, 97, 104 and 105, prior to calculating fees, and without prejudice to future prosecution.

Please amend claims 95 and 96 as follows:

A^v
95. (Amended) A pharmaceutical composition comprising an effective amount for stimulating an immune response of an isolated immunostimulatory nucleic acid of claim 1, [2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 40, 41, 64, 65, 66, 67, 68, 69, 70, 71, 72, 85, 86, 87, 88, 89, 90, 91, 92, 93, or 94] and a pharmaceutically acceptable carrier.

96. (Amended) A composition of matter, comprising an isolated immunostimulatory nucleic acid of claim 1, [2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 40, 41, 64, 65, 66, 67, 68, 69, 70, 71, 72, 85, 86, 87, 88, 89, 90, 91, 92, 93, or 94] and a pharmaceutically acceptable carrier.